

SENATE BILL 3206

By Tracy

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 8 and Title 58, Chapter 2, relative to disasters, emergencies and civil defense.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 58-2-101, is amended by adding the following language as new subdivisions:

(_) "Act of terrorism" means an act or acts constituting a violation of this part, any other offense under the laws of Tennessee, or an act or acts constituting an offense in any other jurisdiction within or outside the territorial boundaries of the United States that contains all of the elements constituting a violation of this part or is otherwise an offense under the laws of such jurisdiction, that is intended, directly or indirectly, to:

(A) Intimidate or coerce a civilian population;

(B) Influence the policy of a unit of government by intimidation or coercion; or

(C) Affect the conduct of a unit of government by murder, assassination, torture, kidnapping, or mass destruction;

(_) "Sheltering in place" means to remain inside a building, room, structure or other location during an emergency when egress may be impossible or when egress may present a more substantial risk than remaining inside the building, room, structure or other location, as applicable.

SECTION 2. Tennessee Code Annotated, Title 58, Chapter 2, Part 1, is amended by adding the following language as a new section:

Section 58-2-133.

(a) The Tennessee emergency management agency (TEMA) shall establish a statewide planning and mapping system for the public buildings in this state for use by emergency response agencies that are called to respond to an act of terrorism or related emergency.

(b) The statewide planning and mapping system shall include:

(1) The type of information that must be included within the software program that comprises the system, including floor plans, fire protection information, building evacuation plans, utility information, known hazards and information on how to contact emergency personnel;

(2) The manner by which the information prescribed pursuant to subsection (b)(1) must be transferred to the system from state agencies and political subdivisions that participate in the system;

(3) Standards for the software that must be used by state agencies and political subdivisions that participate in the system;

(4) Conditions for use of the system by emergency response agencies;

(5) Guidelines for:

(A) The accessibility and confidentiality of information contained within the system; and

(B) The incorporation, in connection with the use of the system, of the items described in subsection (c)(2);

(6) In accordance with subsection (d)(3), the priority for distribution of any grants or funding that may be available for state agencies and political subdivisions to participate in the system; and

(7) Guidelines recommended by TEMA for the training of persons employed by emergency response agencies concerning the use of the system.

(c) Subject to available funding, state agencies and political subdivisions shall:

(1) Participate in the statewide planning and mapping system; and

(2) Incorporate into their use of the system:

(A) Evacuation routes and strategies for evacuation;

(B) Alarms and other signals or means of notification;

(C) Plans for sheltering in place; and

(D) Training and strategies for prevention in connection with

attacks involving violence.

If a state agency or a political subdivision uses its own planning and mapping system before TEMA establishes a statewide planning and mapping system, the state agency or political subdivision may continue to use its system unless funds are made available for the state agency or political subdivision to update or modify its system as necessary for inclusion in the statewide system.

(d)

(1) TEMA is authorized to pursue any funding that may be available from the federal government for the development and operation of a statewide planning and mapping system for public buildings and for the distribution of grants to the state agencies and political subdivisions that participate in the system.

(2) Notwithstanding any provision of law to the contrary, TEMA is authorized to accept gifts, grants and contributions for the development and operation of a statewide planning and mapping system.

(3) TEMA may establish a system for the distribution of grants to state agencies and political subdivisions that participate in the system. Any such grants shall be used solely for defraying the costs of participation in the system.

(e) Each state agency and political subdivision that participates in the system shall, on or before July 1, 2007, and on or before July 1 of each year thereafter, submit to TEMA a progress report setting forth, in accordance with regulations adopted by TEMA, the experience of the agency or political subdivision, as applicable, with respect to its participation in the system. TEMA shall receive and process such progress reports and provide to the legislature a summarized overview of the system on or before October 1, 2007, and on or before October 1 of each year thereafter.

(f) After the statewide mapping system is established pursuant to this section, each state agency and political subdivision that participates in the system shall submit to TEMA any initial or final plan for a public work.

SECTION 3. The provisions of this act shall not be construed to be an appropriation of funds and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

SECTION 4. This act shall take effect July 1, 2006, the public welfare requiring it.